



Control Number: 51415



Item Number: 233

Addendum StartPage: 0

RECEIVED

SOAH DOCKET NO. 473-21-0538
PUC DOCKET NO. 51415

2021 MAR -8 PM 3:15

PUBLIC UTILITY COMMISSION

APPLICATION OF SOUTHWESTERN § BEFORE THE STATE OFFICE
ELECTRIC POWER COMPANY FOR § OF
AUTHORITY TO CHANGE RATES § ADMINISTRATIVE HEARINGS

TEXAS INDUSTRIAL ENERGY CONSUMERS'
ELEVENTH SET OF REQUESTS FOR INFORMATION
TO SOUTHWESTERN ELECTRIC POWER COMPANY

Pursuant to 16 T.A.C. § 22.144, Texas Industrial Energy Consumers ("TIEC") requests that Southwestern Electric Power Company ("SWEPCO") provide all of the information requested in Exhibit "A" within the time frame specified under the procedural schedule set in this proceeding.

Pursuant to 16 T.A.C. § 22.144(c)(2), TIEC further requests that answers to the requests for information be made under oath. Each answer should identify the person responsible for preparing that answer (other than the purely clerical aspects of its preparation) and the name of the witness in this proceeding who will sponsor the answer and who can vouch for its accuracy. In producing documents pursuant to this request for information, please indicate the specific request(s) to which the document is being produced. These requests are continuing in nature, and should there be, for any reason, a change in circumstances which would modify or change an answer supplied by you, such changed answer should be submitted immediately as a supplement to your original answer pursuant to 16 T.A.C. § 22.144(i). Please answer each request and sub-request in the order in which they are listed and in sufficient detail to provide a complete and accurate answer to the request. TIEC further requests that each item of information be made available as it is completed, rather than upon compilation of all information requested.

All information responsive to the requests on the attached Exhibit "A" should be sent to the following persons via overnight courier, on a piecemeal basis as individual items become available:

Mr. Rex D. VanMiddlesworth
Mr. Benjamin B. Hallmark
Mr. James Z. Zhu
Thompson & Knight LLP
98 San Jacinto Boulevard, Ste. 1900
Austin, Texas 78701
(512) 469-6100 Telephone
(512) 469-6180 Facsimile
rex.vanm@tklaw.com
benjamin.hallmark@tklaw.com
james.zhu@tklaw.com
tk.eservice@tklaw.com

DEFINITIONS AND INSTRUCTIONS

A. “SWEPCO,” “the Company” or “you” refers to Southwestern Electric Power Company, and its affiliates, subsidiaries, and any person acting or purporting to act on their behalf, including without limitation, attorneys, agents, advisors, investigators, representatives, employees or other persons. This definition is not intended to extend an RFI to encompass attorney work product.

B. “Applicant” refers to Southwestern Electric Power Company, and their affiliates, subsidiaries, and any person acting or purporting to act on their behalf, as it relates to the true-up proceeding and related appeals, including without limitation, attorneys, agents, advisors, investigators, representatives, employees or other persons.

C. The terms “document” or “documents” are used in their broadest sense to include, by way of illustration and not limitation, all written or graphic matter of every kind and description whether printed, produced, reproduced or stored by any process whether visually, magnetically, mechanically, electronically or by hand, whether final or draft, original or reproduction, whether or not claimed to be privileged or otherwise excludable from discovery, and whether or not in your actual or constructive possession, custody, or control. The terms include writings, correspondence, telegrams, memoranda, studies, reports, surveys, statistical compilations, notes, calendars, tapes, computer disks, data on computer drives, e-mail, cards, recordings, contracts, agreements, invoices, licenses, diaries, journals, accounts, pamphlets, books, ledgers, publications, microfilm, microfiche and any other data compilations from which information can be obtained and translated, by you if necessary, into reasonably usable form. The definition includes electronic information that has been deleted. “Document” or “documents” shall also include every copy of a document where the copy contains any commentary or notation of any kind that does not appear on the original or any other copy.

D. Pursuant to Rule 196.4 of the Texas Rules of Civil Procedure, TIEC specifically requests that any electronic or magnetic information (which is included in the definition of “document”) that is responsive to a request herein be produced on CD-ROM in a format that is compatible with Adobe Acrobat, Microsoft, Macintosh and/or Word Perfect and be

produced with your response to these requests. If emails are responsive to these requests, please provide a searchable .pdf copy of the entire email string. Attachments to emails should be provided with the email in searchable .pdf form, unless it is stored in a different format, in which the attachment should be produced in its native format and provided on CD-Rom.

E. The terms “and” and “or” shall be construed both disjunctively and conjunctively as necessary to make the request inclusive rather than exclusive.

F. “Each” shall be construed to include the word “every” and “every” shall be construed to include the word “each.”

G. “Any” shall be construed to include “all” and “all” shall be construed to include “any.”

H. The term “concerning,” or one of its inflections, includes the following meanings: relating to; referring to; pertaining to; regarding; discussing; mentioning; containing; reflecting; evidencing; describing; showing; identifying; providing; disproving; consisting of; supporting; contradicting; in any way legally, logically or factually connected with the matter to which the term refers; or having a tendency to prove or disprove the matter to which the term refers.

I. The term “including,” or one of its inflections, means and refers to “including but not limited to.”

J. Words used in the plural shall also be taken to mean and include the singular. Words used in the singular shall also be taken to mean and include the plural.

K. The present tense shall be construed to include the past tense, and the past tense shall be construed to include the present tense.

L. If any document is withheld under any claim of privilege, please furnish a list identifying each document for which a privilege is claimed, together with the following information: date, sender, recipients of copies, subject matter of the document, and the basis upon which such privilege is claimed.

M. Pursuant to 16 T.A.C. § 22.144(h)(4), if the response to any request is voluminous, please provide a detailed index of the voluminous material.

N. If the information requested is included in previously furnished exhibits, workpapers, and responses to other discovery inquiries or otherwise, in hard copy or electronic format, please furnish specific references thereto, including Bates Stamp page citations and detailed cross-references.

O. The term “emails” includes the entire email string and all attachments found anywhere within the email string. Please refer to paragraph “D.” regarding specific instructions for producing such items.

P. “Communications” refers to correspondence of any kind, including emails.

Q. “Identify” and “describe” shall have the meaning set forth below according to the context in which the term is used:

- i. When used in reference to an individual, shall mean to state his or her full name, business affiliation, job title, and business address and telephone number;
- ii. When used in reference to a corporation, shall mean to state its full name, its state of incorporation, its address and its principal place of business;
- iii. When used in reference to any entity other than an individual or corporation, shall mean to state its official name, its organizational form and its address;
- iv. When used in reference to a document, shall mean to state the type of document, date, author, addressee, title, its present location, the name and address of its custodian, and the substance of the contents thereof. In lieu of identifying any document, copies thereof may be furnished; and
- v. When used in reference to a communication, shall mean to state the form of the communication (e.g., telephone conversation, letter, telegram, teletype, telecopy, written memorandum, face to face conversation, or any other form), the date of the communication or the dates on which the communication was sent and/or received if not the same, the parties to the communication, the party who initiated it, the substance of the communication, and the present location and the name and address of the custodian if the communication was non-verbal and/or of any written memorialization of the communication.

Respectfully submitted,

THOMPSON & KNIGHT LLP

/s/ James Z. Zhu

Rex D. VanMiddlesworth

State Bar No. 20449400

Benjamin B. Hallmark

State Bar No. 24069865

James Z. Zhu

State Bar No. 24102683

98 San Jacinto Blvd., Suite 1900

Austin, Texas 78701

(512) 469.6100

(512) 469.6180 (fax)

**ATTORNEYS FOR TEXAS INDUSTRIAL
ENERGY CONSUMERS**

CERTIFICATE OF SERVICE

I, James Z. Zhu, Attorney for TIEC, hereby certify that a copy of the foregoing document was served on all parties of record in this proceeding on this 8th day of March, 2021 by facsimile, electronic mail and/or First Class, U.S. Mail, Postage Prepaid.

/s/ James Z. Zhu

James Z. Zhu

Exhibit “A”

**SOAH DOCKET NO. 473-21-0538
PUC DOCKET NO. 51415**

**APPLICATION OF SOUTHWESTERN § BEFORE THE STATE OFFICE
ELECTRIC POWER COMPANY FOR § OF
AUTHORITY TO CHANGE RATES § ADMINISTRATIVE HEARINGS**

**TEXAS INDUSTRIAL ENERGY CONSUMERS’
ELEVENTH SET OF REQUESTS FOR INFORMATION
TO SOUTHWESTERN ELECTRIC POWER COMPANY**

- TIEC 11-1** Referring to SWEPCO’s Response to TIEC 5-1:
- a. Please provide all documents and workpapers supporting the \$5.7 million estimated dollar impact in EXCEL format with all formulas and links intact.
 - b. Please provide a schedule listing each Texas retail customer (mapped by customer class) and the amount of load served from behind-the-meter generation that was included in determining the \$5.7 million for each month of the test year.
- TIEC 11-2** Referring to SWEPCO’s Response to TIEC 5-2:
- a. Please confirm that the LLP Transmission class monthly coincident peak demand reflects the retail load served from behind-the-meter generation on the day and hour of the SPP Zone 1 coincident peak. If not confirm, please explain why not.
 - b. Please provide documents showing that the SCADA information is acquired from metering equipment that measures the customer’s actual load.
- TIEC 11-3** Referring to SWEPCO’s Response to TIEC 5-3(e), please confirm that SWEPCO is not including all Texas retail load served from behind-the-meter generation. If not confirm, please explain why not.
- TIEC 11-4** Please identify all Texas retail customers by customer class that utilize behind-the-meter generation to serve all or a portion of the customers’ loads.
- TIEC 11-5** Referring to SWEPCO’s Response to TIEC 5-6, please state the net load (i.e., total retail customer load less the load served from each retail customer’s behind-the-meter generation) actually served by SWEPCO during the test year that occurred coincident with:
- a. SWEPCO’s monthly system peak.

- b. The SPP Load Zone 1 monthly system peak.

TIEC 11-6 Referring to SWEPCO's Response to TIEC 5-7:

- a. Please provide documents and explain the statement that SWEPCO designs its transmission system to ensure that it can meet the peak requirements of each customer on a stand-alone basis.
- b. Does SWEPCO use different criteria for building (as opposed to designing) the transmission system? Explain your response.

TIEC 11-7 Referring to the Proof of Revenue Workbook for the LLP Transmission class, please provide a breakdown of the revenues and billing determinants at both present and proposed rates for each customer that serves all or a portion of its load with behind-the-meter generation.

TIEC 11-8 Regarding the proposed charge for synchronized Self Generation Load:

- a. Please provide workpapers showing the derivation of the proposed charge.
- b. Please provide workpapers showing the derivation of the billing determinants.
- c. Please state the amount of behind-the-meter load included in the class cost-of-service study.